

UNITED STATES DEPARTMENT OF AGRICULTURE

U. S. FOREST SERVICE  
NATIONAL FORESTS in NORTH CAROLINA  
PISGAH NATIONAL FOREST  
APPALACHIAN RANGER DISTRICT

ORDER NO. 04-02-2012


Pursuant to the provisions of Title 36 Code of Federal Regulations (CFR), Section 261.50(a) and (b), the following acts or omission is prohibited at Roan Mountain Recreation Area; on the Appalachian Ranger District within the territorial boundaries of the Pisgah National Forest, North Carolina. Beginning at the gate entering the Roan Mountain Day Use Area on Forest Service Road (FSR) 130, 130A, all picnic areas within the Roan Mountain Day Use Area, Roan Mtn. Trail 1002, Cloudland Trail 1000, and all parking lots within the Roan Mountain Day Use Area. This closure order is effective from April 1, 2011 until April 1, 2015.

1. Camping. 36 CFR 261.58(e)
2. Being in the Roan Mountain Recreation Area between the hours of 10:00 PM and 6:00 AM. 36 CFR 261.58(b)
3. Possessing a beverage which is defined as an alcoholic beverage by state law. 36 CFR 261.58(bb)

Pursuant to the provisions of Title 36 CFR, Section 261.50(e), the following persons are exempt from the above prohibition: Beginning at the gate entering the Roan Mountain Day Use Area on Forest Service Road (FSR) 130, 130A, all picnic areas within the Roan Mountain Day Use Area, Roan Mtn. Trail 1002, Cloudland Trail 1000, and all parking lots within the Roan Mountain Day Use Area.

1. Person with a special use permit specifically authorizing the otherwise prohibited act or omission, issue by the District Ranger.
2. Any Federal, State, or local officer, or member of an organized rescue or fire fighting force in the performance of an official duty.

Executed in Asheville, North Carolina on 11<sup>th</sup> day of April, 2012

  
KEITH LAWRENCE  
Acting Forest Supervisor  
National Forests in North Carolina

Violations of the above prohibition are punishable by a fine of not more than \$5000 for an individual and \$10,000 for an organization or imprisonment for not more than six (6) months or both. Title 16 USC 551 and Title 18 USC 3559 and 3571.



Forest  
Service

National Forests in North Carolina  
Pisgah National Forest  
Appalachian Ranger District

PO Box 128  
US Bypass 19  
Burnsville, NC 28714-0128  
828-682-6146

File Code: 1900  
Route To:

Date: October 1, 2011

Subject: Closure Roan Mountain Recreation Area

To: Files

Pursuant to the provisions of Title 36 Code of Federal Regulations (CFR), Section 261.50(a) and (b), I have decided that the following acts or omission is prohibited at Roan Mountain Recreation Area on the Appalachian Ranger District, within the territorial boundaries of the Pisgah national Forest, North Carolina. Beginning at the gate entering the Roan Mountain Day Use Area on Forest Service Road (FSR) 130, 130A, all picnic areas within the Roan Mountain Day Use Area, Roan Mtn. Trail 1002, Cloudland Trail 1000, and all parking lots within the Roan Mountain Day Use Area. This closure order is effective from October 1, 2011 until October 1, 2015. The following actions are now prohibited:

1. Camping, unless specifically posted as being authorized. 36 CFR 261.58(e)
2. Possessing a beverage which is defined as an alcoholic beverage by state law. 36 CFR 261.58(bb)
3. Being in the Roan Mountain Recreation Area between the hours of 10: pm and 6:00 am. 36 CFR 261.58 (b)

In accordance with Title 36 of the Code of Federal Regulations 220.6(d) 1, orders issued pursuant to 36 CFR, part 261 -- prohibitions to provide short term resource protection or to protect health and safety.

/s/ Tina R. Tilley  
TINA R. TILLEY  
District Ranger



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#### Addendum – Closure Justification - Roan Mountain Day Use Area

The area described encompasses the Roan Mountain Day Use Area including all developed areas including picnic areas, trails and parking lots. The closure is in response to a noticeable increase in visitor uses to the Roan Mountain Day Use Area that has resulted in increased emergency response by police, EMS and search and rescue personnel. Alcohol and drug violations have increased along with a correlating rise in assaults, thefts and disorderly conduct incidents. The Roan Mountain Day Use Area has one road that accesses the area and contains numerous trailheads, designated campsites and day use sites. The management practice desired in the order is to have visitors comply with the alcohol and camping prohibitions and the time use limits. It is managements' desire that compliance with the order will result in a decrease DUI's, assaults, disorderly conduct and other alcohol related violations as well as control of illegal camping violations.



Forest  
Service

National Forests in  
North Carolina

160 Zillicoa St, Ste. A  
Asheville, NC 28801-1082  
828-257-4200

File Code: 1730

Date: Oct 1, 2011

Route To:

Subject: Closure Order for Roan Mountain Recreation Area

To: Forest Files

The need for conducting a Civil Rights Impact Analysis has been considered for this order. Consultation with forest personnel and a check of user of Roan Mountain Recreation Area show no reason for me to believe that any protected groups will be in any way disproportionately impacted by the order. The area will remain open as historically managed. There will be no effects to Forest Service employees. For these reasons, I have determined that a CRIA is not necessary for implementing this action.

MARISUE HILLIARD  
Forest Supervisor



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